

ROJEAN NEZZIE ELLIS, )  
 )  
 Plaintiff, )  
 )  
 v. ) No.: 3:11-CV-535  
 ) (VARLAN/GUYTON)  
 MICHAEL J. ASTRUE, )  
 Commissioner of Social Security, )  
 )  
 Defendant. )

This Social Security appeal is before the Court on the Report and Recommendation entered by United States Magistrate Judge H. Bruce Guyton, on October 4, 2012 [Doc. 21]. There have been no timely objections to the Report and Recommendation and enough time has passed since the filing of the Report and Recommendation to treat any objections as having been waived. *See* 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b). In the Report and Recommendation, the magistrate judge recommends that Plaintiff's Motion for Judgment on the Administrative Record [Doc. 15] be denied and that the Commissioner's Motion for Summary Judgment [Doc. 16] be granted.

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Plaintiff's Motion for Judgment on the Administrative Record [Doc. 15] is **DENIED** and the Commissioner's Motion for Summary Judgment [Doc. 16] is **GRANTED**. The Commissioner's decision in this case denying plaintiff's application for disability, disability insurance benefits, and/or supplemental security income is **AFFIRMED**. This case is **DISMISSED**, and the Clerk of Court is **DIRECTED** to close this case.

IT IS SO ORDERED.

s/ Thomas A. Varlan  
CHIEF UNITED STATES DISTRICT JUDGE

ENTERED AS A JUDGMENT

s/ Debra C. Poplin  
CLERK OF COURT